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PRELIMINARY STATEMENT

Regarding the "Notice of Potential Liability and Request for Information Pursuant to Sections 107(a) and 104(e) of the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. §§ 9601-9675, relating to the PROTECO Site in Peñuelas, Puerto Rico" we need to state the following:

Betterroads Asphalt LLC, formerly Betterroads Asphalt Corporation (hereinafter "Betterroads" or "the Corporation") bought the principal parcel of land from PPG Industries, 36 years ago. The "Uniform Hazardous Waste Manifest" submitted with the "Notice" relates to "Toluene contaminated Liquid from explosion and spill." Betterroads has never managed Toluene, it is not part of its operations nor necessary for any aspect of the asphalt pavement production.

The documentations, records and operations logs from that date (34 years ago) are not available. Betterroads operations at the Guayanilla facility consisted of importing liquid asphalt, at that time and up to day, basically from Venezuela, and storing it in our tanks for later distribution among the asphalt plants in the Island. Also diesel was kept in the facility on a much lesser quantity as fuel for the equipment and to maintain the correct temperature on the storage tanks. All the operations were performed according the corresponding governmental permits issued.

ATTACHMENT B REQUEST FOR INFORMATION

1. Answer the following questions regarding the Company:
 - a. State the correct legal name and mailing address for the Company;

Betterroads Asphalt, LLC., formerly, Betterroads Asphalt Corporation

PO BOX 21420, SAN JUAN, PR 00928-1420 TELS (787) 760-1094 / 764-1000 / 765-1234 FAX (787) 748-6720 / 758-7508 / 282-6408



Quality is not an accident, it is the ¹aim of our people.

mailing address: P.O. Box 21420, San Juan, Puerto Rico 00928

b. State the name(s) and address(es) of the President, Chief Executive Officer, and the Chairman of the Board (or other presiding officer) of the Company;

Mr. Arturo Díaz Márquez, President and Chief Executive Officer of the Corporation until October 30, 2012, thereafter, Mr. Jorge Luis Díaz Irizarry assumed those positions up to now. My address is as stated before.

c. Identify the state/commonwealth and date of incorporation of the Company and the name of its agents for service of process in the state/commonwealth of incorporation and in Puerto Rico, if different; and

Commonwealth of Puerto Rico. Mr. Jorge Luis Diaz Irizarry, President and CEO. See answer to d, below.

d. Identify any successor corporations, predecessor corporations, or other entities related to the Company. If the Company is or was a subsidiary or affiliate of another corporation or other entity, identify each of those other entities' Chief Executive Officers, Presidents, and Chairpersons of the Board. Identify the state/commonwealth of incorporation and agents for service of process in the state/commonwealth of incorporation and in Puerto Rico, if different, for each entity identified in your response to this question.

The Corporate history is as follows: On 24 January 1954 Mr Arturo Díaz Marquez created Arturo Díaz Inc. On 25 Oct. 1957 the name of the entity was changed to Betteroads Asphalt Corp. In 1983 Betteroads Asphalt purchased the tank farm and terminal located in Guayanilla, Puerto Rico. Effective July 1st, 2014 Betteroads Asphalt Corporation converted its juridical structure to a limited liability Corporation as per Art. 19.16 of Law Núm. 164 of 2009, known as "La Ley General de Corporaciones de 2009". Its commercial name changed to Betteroads Asphalt, LLC.

The sole owners of the Corporation were Mr. Arturo Díaz Márquez and his wife Mrs. Judith Irizarry Morales.

On Sept. 4, 2012 Mrs. Judith Irizarry Morales passed away and on Oct. 30, 2012, Mr. Arturo Díaz Márquez also passed away. Their heirs conditionally accepted the inheritance on a "Beneficio the Inventario" basis (Benefit of Inventory). To this date the Benefit of Inventory proceedings have not terminated.

The corporation continues the operation of the Guayanilla facilities.

2. State the corporate history of the Company, including all name changes and mergers. List all names under which the Company has operated and has been incorporated.

a,b,c

See 1. d, above.

3. Identify all changes in ownership relating to the Company from its date of incorporation to the present, including the date of any ownership change. If any owner was/is a corporation, identify if the corporation was a subsidiary or division of another corporation. In your identification of any corporation, it is requested that you provide the full corporate name, the state/commonwealth of incorporation, and all fictitious names used/held by that corporation.

See 1.d, above.

4. For each owner that is a subsidiary of another corporation identified in your answer to Request #3, above, please provide a chart that details the corporate structure from that other company through all intermediary entities to the ultimate corporate parent. For purposes of this information request, the term "ultimate corporate parent" means the corporate entity that, while owning or controlling the majority of the shares of common stock in a subsidiary corporation, is not primarily owned/controlled by another corporation.

See 1.d, above.

5. Provide copies of the Company's authority to do business in Puerto Rico. Include all authorizations, withdrawals, suspensions, and reinstatements.

Department of State, Registry of Corporations

6. State the dates during which the Company owned, operated, or leased any portion of the Facility, and provide copies of all documents evidencing or relating to such ownership, operation, or lease, including but not limited to purchase and sale agreements, deeds, leases, etc.

Betterroads acquired from PPG, a parcel of land consisting of 25,686.999 square mts. ("Guayanilla facilities"), on Aug 9, 1983. On Sept. 15 1993 it acquired from Demaco Corporation 1,777.735 mc and grouped the two properties. It has a joint lease contract (Demaco/Betterroads) of the pier facilities with the Commonwealth Ports Authority. It is our understanding that the incident referred in the Notice occurred in the property owned by Demaco and acquired by Betterroads in 1993.

7. Indicate whether the Company has ever operated at a location other than the Facility. If yes, provide the correct names and addresses of the Company's other facilities where the Company carried out its operations.

The type of operations conducted by Betteroads at the Guayanilla facility were solely conducted at that facility (import, storage and distribution of liquid asphalt). Betteroads operated several asphalt mixing plants where asphalt pavement was produced for the pavement of roads along the Commonwealth of Puerto Rico.

8. Describe in detail the nature of the business and the operations conducted at the Facility and at any locations identified in response to Request #7, above, during the period that the Company operated there. Provide a brief description of the Company's operations at each facility, including the following:

The operation at the Guayanilla facilities consisted in receiving, storage and distribution of liquid asphalt. Besides heating by diesel to maintain adequate viscosity, no industrial, chemical, or institutional processes and/or treatments are undertaken at the facility. Definitely Betteroads has never used in its processes "toluene", nor "hexane" nor varsol", mentioned in the "Waste Manifest" dated 03/15/85.

- a. The date such operations commenced and concluded; and
- b. The types of work performed at each facility, including but not limited to the industrial, chemical, or institutional processes and treatments undertaken at each facility.

At Guayanilla, since 1983. See 7 & 8 above.

9. Describe how the Company came to possess the hazardous substances that came to be located at the Site.

The company buys in the international market the liquid asphalt necessary to produce the asphalt pavement mix to be used in the roads in Puerto Rico. Besides the liquid asphalt and in a smaller scale, diesel, no other hazardous material was nor is used. As explained in 6 above, Demaco Corp. was the owner where incident occurred.

10. List all hazardous substances used, generated, treated, stored, disposed of, manufactured, recycled, recovered, treated, or otherwise processed during the Company's operations at the Facility.

Liquid Asphalt and diesel.

11. List and fully describe all waste streams generated from the Company's operations, including solid, liquid, or any other type of waste.

None

12. Describe in detail the handling, storage, and disposal practices employed by the Company for each waste stream resulting from the Company's operations.

See 11, above.

13. Identify all individuals who had responsibility for the Company's environmental and waste management decisions between 1975 and 1999 (e.g., responsibility for decisions regarding the disposal, treatment, storage, recycling, or sale of the Company's hazardous substances, hazardous wastes, and industrial wastes).

We bought the facility on 1983 and the Demaco parcel on 1993. The person in charge of the operations for the corporation for the rest of the period was Eng. Ottmar Chávez, Executive Vice-President. The Operations Vice-President was Eng. José M. Toraño and the person in charge of environmental and permits matters was Eng. Radamés Torres. All retired and/or no longer related to Betterroads.

a. Provide each such individual's job title, duties, dates performing those duties, supervisors for those duties, current position, and if applicable, the date of the individual's resignation or termination.

b. Provide the nature of the information possessed by each such individual concerning the Company's waste management.

See 13, above.

14. For each type of hazardous substance, hazardous waste, and industrial waste used or generated by the Company, describe the Company's agreements or other arrangements for its disposal, treatment, storage, recycling, or sale.

a. Provide any agreement and document, including waste logs, journals, manifests, or notes, related to any transfer of hazardous substances, hazardous wastes, and industrial wastes from the Company's Facility that came to be located at the Site.

b. Provide all correspondence and written communications between the Company and each owner/operator of the Site regarding the Company's hazardous substances, hazardous wastes, and industrial wastes that came to be located at the Site.

See 9, above.

15. Provide agreements and documents related to the following, including waste logs, journals, manifests, or notes, as set forth below:

- a. The locations where the Company sent each type of hazardous substance, hazardous waste, and industrial waste for disposal, treatment, or recycling;
- b. List all Waste Transporters used by the Company;
- c. For each type of hazardous substance, hazardous waste, and industrial waste, specify which Waste Transporter picked it up;
- d. For each type of hazardous substance, hazardous waste, and industrial waste, state how frequently each Waste Transporter picked up such waste;
- e. For each type of hazardous substance, hazardous waste, and industrial waste, provide the volume picked up by each Waste Transporter (per week, month, or year);
- f. For each type of hazardous substance, hazardous waste, and industrial waste, identify the dates (beginning & ending) such waste was picked up by each Waste Transporter;
- g. Indicate the ultimate location for each type of hazardous substance, hazardous waste, and industrial waste. Provide all documents indicating the ultimate disposal/recycling/treatment location for each type of hazardous substance, hazardous waste, and industrial waste;
- h. Describe how the Company managed pickups of each hazardous substance, hazardous waste, and industrial waste including but not limited to:

1. The method for inventorying each type of hazardous substance, hazardous waste, and industrial waste;

11. The method for requesting each type of hazardous substance, hazardous waste, and industrial waste to be picked up;

111. The identity of the Waste Transporter employee/agent contacted for pickup of each type of hazardous substance, hazardous waste, and industrial waste; and

1v. The amount paid or the rate paid for the pickup of each type of hazardous substance, hazardous waste, and industrial waste;

1. Identify the individual or organization that selected the location where each of the Company's wastes were taken. Describe the basis for and provide any documents supporting the answer to this Request.

See 6, 7, 8 and 9, above. Furthermore, regarding the "Uniform Hazardous Waste Manifest" dated 03/15/85 we don't recognize the persons identified in it. We cannot even recognize if the document was prepared by Betterroads representatives or personnel. We don't have any recollection of contracting any individual or organization for handling on Betterroads behalf any hazardous waste as long the

company doesn't generate them.

16. If not already provided, specify the dates and circumstances when the Company's hazardous substances, hazardous wastes, and/or industrial wastes were sent, brought, or moved to the Site, and identify the names, addresses, and telephone numbers of the person(s) making arrangements for the containers (e.g., 55-gallon drum, dumpster, etc.) holding hazardous substances, hazardous wastes, and/or industrial wastes to be sent, brought, or transported to the Site. Please also provide all documents that support or memorialize the answer to this Request.

See 15, above.

17. Identify, describe, and provide all documents that refer or relate to the following:

- a. The nature, including the chemical content, characteristics, physical state (e.g., solid, liquid), and quantity (volume and weight) of all hazardous substances, hazardous wastes, and industrial wastes involved in each arrangement transferring materials from any facility owned or operated by the Company (including the Facility) to any other facility;
- b. In general terms, the nature and quantity of the non-hazardous substances involved in each such arrangement;
- c. The hazardous substances being mixed or combined with other hazardous substances or non-hazardous substances for each such arrangement. Indicate whether such mixing or combining is common in the industry. Indicate whether the Company was ever asked to stop mixing or combining the hazardous substances with the non-hazardous substances;
- d. Other materials other than the hazardous substances that were involved in the transaction;
- e. The condition of the transferred material containing hazardous substances when it was stored, disposed of, treated, or transported for disposal or treatment;
- f. The markings on and type, condition, and number of containers in which the hazardous materials were contained when they were stored, disposed, treated, or transported for disposal or treatment; and
- g. All tests, analyses, analytical results, and manifests concerning each hazardous substance, hazardous waste, and industrial waste involved in each transaction.

Include information regarding who conducted the test and how the test was conducted (batch sampling, representative sampling, splits, composite, etc.).

See 15, above.

18. Indicate how long the Company has had a relationship with the owner(s) and/or operator(s) of the Site.

None to my knowledge.

19. Identify any individuals, including former and current employees, who may be knowledgeable of the Company's operations and practices concerning the handling, storage, and disposal of hazardous substances.

Except for liquid asphalt and diesel, as explained before, no hazardous materials are handled in the facility. The person in charge of the facility is Mr. Mario Emanuelli.

20. Please provide all documents, if not already requested above, that support your responses to Requests #1 - #19, above.

It is hereby submitted.

21. If any of the documents solicited in this information request are no longer available, please indicate the reason why they are no longer available. If the records were destroyed, provide us with the following:

- a. The Company's document retention policy between 1975 and 2018;
- b. A description of how the records were destroyed (burned, trashed, etc.) and the approximate date of destruction;
- c. A description of the type of information that would have been contained in the documents;
- d. The name, job title, and most current address known by you of the person(s) who would have produced these documents, the person(s) who would have been responsible for the retention of these documents, the person(s) who would have been responsible for the destruction of these documents, and the person(s) who had and/or still may have the originals or copies of these documents; and
- e. The names and most current address of any person(s) who may possess documents relevant to this inquiry.

Not available.

22. Please provide copies of the Company's financial statements, shareholder's reports, financial audits, or other financial reports showing its assets, profits, liabilities, and current financial status for the last five years.

Not available.

23.
List and provide a copy of all agreements or contracts, including but not limited to insurance policies and indemnification agreements, held or entered into by the

Company or its parent corporation(s), subsidiary, or subsidiaries that could indemnify it against any liability that it may have under CERCLA for releases or threatened releases of hazardous substances at and from the Facility. In response to this Request, please provide not only those insurance policies and agreements that currently are in effect, but also provide those that were in effect during the period(s) when any hazardous substances, hazardous wastes, and/or industrial wastes may have been released or threatened to be released into the environment at or from the Facility.

None to my knowledge.

24. State whether any claim or claims have been made by the Company to any insurance company for any loss or damage related to operation at the Site, and if so, identify each claim by stating the name of the claimant, the name and address of the insurance company, the policy number, the named insured on the policy, claim number, date of claim, amount of claim, the specific loss or damage claimed, the current status of the claim, and the amount, date, and recipient of any payment made on the claim.

None to my knowledge.

25. If you have reason to believe that there may be persons able to provide a more detailed or complete response to any question contained herein or who may be able to provide additional responsive documents, identify such persons and the additional information or documents that they may have.

None to my knowledge.

26. State the name, title, and address of each individual who assisted or was consulted in the preparation of the response to this Request for Information. In addition, state whether this person has personal knowledge of the information in the answers provided.

Marisel Rivera, Comptroller; Ariel Marrero, Counsel. They both can be reached at the address mentioned before.

CERTIFICATION OF ANSWERS TO REQUEST FOR INFORMATION

State/Commonwealth of PUERTO RICO

County/Municipality of CAROLINA

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document (response to EPA Request for Information) and all documents submitted herewith, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate, and complete, and that all documents submitted herewith are complete and authentic unless otherwise indicated. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment. I am also aware that I am under a continuing obligation to supplement my response to EPA's Request for Information if any additional information relevant to the matters addressed in EPA's Request for Information or my response thereto should become known or available to me.

JORGE L. DIAZ

NAME (print or type)

PRESIDENT & CEO

TITLE (print or type)


SIGNATURE

Sworn to before me this

31st day of May 2019.


Notary Public

